



9115103

Patent /Docket No. 23100.40  
Customer No. 27683

三

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of:  
McANALLEY, B.  
  
Serial No.: 10/001,439  
  
Filed: October 25, 2001  
  
For: DIETARY SUPPLEMENT  
COMPOSITIONS

Confirmation No. 2421  
Group Art Unit: 1654  
Examiner: Coe, Susan D.

EXPRESS MAIL NO. EV 333438844 US  
DATE OF DEPOSIT: 9/12/2003  
This paper and fee are being deposited with the U.S. Postal Service Express Mail Post Office to Addressee service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231  
Ellen Lovelace  
Name of person mailing paper and fee  
Ellen Lovelace  
Signature of person mailing paper and fee

**TRANSMITTAL**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Non-Compliance With 37 CFR 1.192(c) dated August 22, 2003, enclosed is a Brief on Appeal, in triplicate, originally filed on June 18, 2003. The Brief has been revised to comply with 37 CFR 1.192(c).

Date: 9/12/03

Respectfully submitted,

Randall C. Brown  
Registration No. 31,213  
Attorney for Applicant

Haynes and Boone, L.L.P.  
901 Main Street, Suite 3100  
Dallas, TX 75202-3789  
(214) 651-5242